

Docket No.: 4204.7-1

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Assignee: Z-Kat, Inc.

§ Art Unit: 3737

Serial No.: 08/756,257

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Examiner: Brian L. Casler

Filed: November 25, 1996

For: Tool Position Indicator

REVOCATION/NEW POWER OF ATTORNEY BY ASSIGNEE OF ENTIRE INTEREST  
INCLUDING  
CERTIFICATION FOR TAKING ACTION BY ASSIGNEE UNDER 37 CFR 3.73(b)Director of the U.S. Patent and Trademark Office  
Washington, D.C. 20231

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AUG 09 2002

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Dear Sir:

The above-identified assignee hereby revokes all powers of attorney previously given and hereby appoints the following attorneys to prosecute the above-identified application and to transact all business in the United States Patent and Trademark Office in connection therewith:

Marc A. Hubbard, Registration No. 32,506  
Wei Wei Jeang, Registration No. 33,305  
Michael D. Pegues, Registration No. 38,993  
James L. Baudino, Registration No. 43,486  
Robin A. Brooks, Registration No. 44,563  
Steven T. McDonald, Registration No. 45,999  
Anand Gupta, Registration No. 48,219  
Brent N. Bumgardner, Registration No. 48,476

Please address all correspondence and telephone calls regarding this application to:

Marc A. Hubbard  
Munsch Hardt Kopf & Harr, P.C.  
4000 Fountain Place  
1445 Ross Avenue  
Dallas, TX 75202-2790  
(214) 855-7571  
(214) 855-7584 - Fax

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The undersigned representative of the above-identified assignee certifies that the above-identified assignee is the assignee of the entire right, title and interest in the above-identified patent application by virtue of a chain of title from the inventor of the above-identified patent application to the above-identified assignee as shown below:

Assignment from John D. Schellenberg to Picker International, Inc.

Recorded November 25, 1996 at Reel 8339, Frame 0264;

Assignment from Marconi Medical System, Inc., formerly Picker International, Inc. to Z-Kat, Inc.

Assignment not yet recorded; a copy is attached.

The undersigned has reviewed all the documents in the chain of title of the above-identified patent application and, to the best of the undersigned's knowledge and belief, title is in the above-identified assignee. The undersigned (whose title is supplied below) is empowered to sign this certificate on behalf of the above-identified assignee.

The undersigned hereby declares that all statements made herein of the undersigned's own knowledge are true; and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Executed this 30<sup>th</sup> day of APRIL, 2002.

Z-KAT, Inc.

By: [Signature]

Name: FRITZ LAPORE

Title: CFD

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## ASSIGNMENT

WHEREAS, Marconi Medical Systems, Inc., formerly known as Picker International, Inc., a New York corporation ("Marconi"), owns, by assignment, an interest in patents and patent applications identified on the attached Exhibit A ("Patent Rights"), and the inventions disclosed and/or claimed therein ("Inventions"); and

Z-Kat, a Florida corporation (AZ-KAT®), desires to own all of MARCONI's right, title, and interest in and to the Inventions in all countries throughout the world and the Patent Rights.

NOW THEREFORE, be it known that, for good and valuable consideration, receipt of which is hereby acknowledged, MARCONI hereby sells, assigns, transfers, and sets over to Z-KAT, its lawful successors and assigns, all of MARCONI's right, title, and interest in and to the Patent Rights, the Inventions, all Letters Patent of the United States that may be granted thereon, and all continuations, divisionals, continuation in parts, reissues, reexaminations, and extensions thereof; and all rights to claim priority on the basis of such application, and all applications for patents that may be filed for the invention in any foreign country and all patents that may be granted on the invention in any foreign country, and all extensions, renewals, and reissues thereof; and MARCONI hereby authorizes and requests the Commissioner of Patents and Trademarks of the United States and any official of any foreign country whose duty it is to issue patents on applications as described above, to issue all Letters Patent for the Inventions to Z-KAT, its successors and assigns, in accordance with the terms of this Assignment;

AND, MARCONI HEREBY further covenants that MARCONI will take all action and execute all documents necessary to perfect the interest assigned hereby, and MARCONI has not executed and will not execute any agreement in conflict with this Assignment;

AND, MARCONI HEREBY further covenants and agrees that MARCONI, through its officers and employees, will, without further consideration and upon reasonable request of Z-KAT and its successors and assigns, communicate with Z-KAT, its successors and assigns, any facts known to MARCONI and its officers and employees respecting the Inventions and testify in any legal proceeding, sign all lawful papers when reasonably called upon to do so, execute and deliver all papers that may be reasonably necessary or desirable to perfect the title to the Inventions in Z-KAT, its successors and assigns, execute all divisional, continuation, and reissue applications, make all rightful oaths, and generally do all reasonable acts to aid Z-KAT, its successors and assigns, to obtain and enforce proper patent protection for the Inventions in the United States and any foreign country, it being understood that any expense incident to the execution of such papers shall be borne by Z-KAT, its successors and assigns.

IN TESTIMONY WHEREOF, each party has caused its authorized representative to execute this Assignment.

Marconi Medical Systems, Inc.

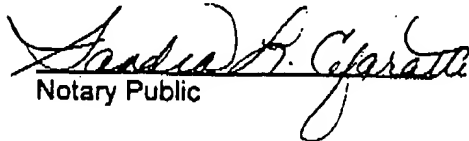
Z-Kat, Inc.

By: [Signature]  
Name: William D. Cull  
Title: Vice President & General Counsel  
Date: 9-7-2000

By: [Signature]  
Name: Rory Anhalt  
Title: VP & CEO  
Date: 7-7-2000

State of Ohio )  
County of Kuyahoga )

On this 7<sup>th</sup> day of September, 2000, before me appeared William J. Cull, Sr., the person who signed this instrument on behalf of Marconi Medical Systems, Inc., who acknowledged that he/she signed it on behalf of the identified corporation as Vice President of the identified corporation and pursuant to authority duly received.

  
Notary Public

SANDRA L. CEFARATTI  
Notary Public, State of Ohio  
Recorded in Lake City.  
My Comm. Expires 03-19-02

## Exhibit A

Docket No.	Ctry	Types	Status	App Date	App No	Grant Dt	Pat No.	Nxt Tax Dt	Exp Dt
PII 3278	USA	G	09/26/1997	08/938,116	06/27/2000	6,081,336	12/27/2003	09/26/2017	
Attorney:EEC Client/Division:IGS Owner:PII Agent: Title:MICROSCOPE CALIBRATOR Inventors:MESSNER, DALE A.									
PII 3279	USA	G	09/26/1997	08/938,210	11/23/1999	5,987,960	05/23/2003	09/26/2017	
Attorney:EEC Client/Division:IGS Owner:PII Agent: Title:TOOL CALIBRATOR Inventors:MESSNER, DALE A.									
PII 3280	USA	G	09/26/1997	08/938,209	12/07/1999	5,999,837	06/07/2003	09/26/2017	
Attorney:EEC Client/Division:IGS Owner:PII Agent: Title:LOCALIZING AND ORIENTING PROBE FOR VIEW DEVICES Inventors:MESSNER, DALE A.									
PII 3248-1	USA	C F	11/25/1996	08/756,257					
Attorney:JJF Client/Division:IGS Owner:PII Agent: Title:TOOL POSITION INDICATOR Inventors:SCHELLENBERG, JOHN D.									
PII 3278	EPC	E F	08/20/1998	98306677.0			08/31/2000		
Attorney:EEC Client/Division:IGS Owner:PII Agent: Title:MICROSCOPE CALIBRATION Inventors:MESSNER, DALE A.									

Docket No.	Ctry	Types	Status	App Date	App No	Grant Dt	Pat No.	Nxt Tax Dt	Exp Dt
PII 3278	JAPA	E F		09/28/1998	10-273883				
Attorney:EEC Client/Division:IGS Owner:PII									
Title:MICROSCOPE CALIBRATOR									
Inventors:MESSNER, DALE A.									
PII 3279	EPC	E F		08/20/1998	98306678.8		08/31/2000		
Attorney:EEC Client/Division:IGS Owner:PII									
Title:TOOL CALIBRATION									
Inventors:MESSNER, DALE A.									
PII 3279	JAPA	E F		09/28/1998	10-273884				
Attorney:EEC Client/Division:IGS Owner:PII									
Title:TOOL CALIBRATOR									
Inventors:MESSNER, DALE A.									
PII 3279 D1	USA	D F		11/10/1999	09/437,564				
Attorney:EEC Client/Division:IGS Owner:PII									
Title:METHOD AND APPARATUS FOR CALIBRATING A SURGICAL TOOL									
Inventors:MESSNER, DALE A.									
PII 3280	EPC	E F		09/14/1998	98307430.3		09/30/2000		
Attorney:EEC Client/Division:IGS Owner:PII									
Title:MICROSCOPE CALIBRATOR PROBE									
Inventors:MESSNER, DALE A.									

Docket No.	Ctry	Types	Status	App Date	App No	Grant Dt	Pat No.	Nxt Tax Dt	Exp Dt
PII 3280	JAPA	E F		09/25/1998	10-271276				
Attorney:EEC				Client/Division:IGS	Owner:PII				
Title:MICROSCOPE CALIBRATOR PROBE									
Inventors:MESSNER, DALE A.									
PKR 2 521	USA	F		10/18/1999	09/419,949				
Attorney:TEK				Client/Division:IGS	Owner:PII				
Title:INTERPOLATION IN TRANSFORM SPACE FOR MULTIPLE RIGID OBJECT REGISTRATION									
Inventors:VAN DEMAN, BRUCE									
PKR 2 523	USA	F		10/27/1999	09/429,127				
Attorney:TEK				Client/Division:IGS	Owner:PII				
Title:AUTO POSITIONER									
Inventors:SANJAY-GOPAL, SETHUMADAVAN									
PII 3249	EPC	E F		09/26/1997	97307576.5				
Attorney:JJF				Client/Division:IGS	Owner:PICC				
Title:TRACKABLE GUIDE BLOCK									
Inventors:BARNETT, GENE H. H. WOOD,									
PII 3277	EPC	E F		09/26/1997	97307554.2				
Attorney:JJF				Client/Division:IGS	Owner:PICC				
Title:POSITION TRACKING									
Inventors:BARNETT, GENE H.									